

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
G47-002

In Re Application Of: **Jonas Elliott GERSON and Donald Frnklin GERSON**

Serial Number
10/039,195

Filing Date
01/02/2002

Examiner
NA

Group Art Unit
2621

Invention:

DESIGNING TREAD WITH FRACTAL CHARACTERISTICS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
February 4, 2002
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ **applicants claim** ~~verified small entity declaration(s)~~ **status**
 - ☐ is/are attached.
 - ☐ was/were filed on _____
- ☐ A separate request for refund.
- ☒ Other (list):

Transmittal of IDS, 2 sheets; Information Disclosure Citation, 2 sheets; Information Disclosure Statement, 2 sheets;
nine cited references totaling 61 sheets; Substitute Specification, totaling 36 sheets (comprising 34 sheets for description and 2 sheets of references); Statement Under MPEP 608.01(q), 1 sheet; Marked-up version of specification 42 sheets; of description and 2 sheets of references; Formalities Letter, Part 2, 1 sheet; Declaration and Power of Attorney, 3 sheets; Check no. 10624 for \$462.00; acknowledgment postcard.

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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$370.00

☐ Design application filing fee _____

☒ Total number of independent claims = 1 _____

☒ Total number of claims = 23 \$27.00

☐ Multiple dependent claims _____

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$65.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☐ Fee for processing an application filed with a non-English language specification _____

☐ Fee for processing and retention of application _____

Total completion of application fees \$462.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____ until: _____
Date Date

Total time extension fees _____

Total fees due \$462.00

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
G47-002

In Re Application Of: **Jonas Elliott GERSON and Donald Frnklin GERSON**

Serial No.
10/039,195

Filing Date
01/02/2002

Examiner
NA

Group Art Unit
2621

Invention:

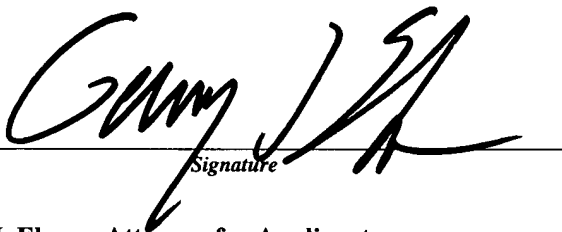
DESIGNING TREAD WITH FRACTAL CHARACTERISTICS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of **\$462.00** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **05-0845**
A duplicate copy of this sheet is enclosed.
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **05-0845**
A duplicate copy of this sheet is enclosed.


Signature

Dated: **March 22, 2002**

Gerry J. Elman, Attorney for Applicant
Reg, no. 24, 404
Elman & Associates
Customer no. 003775

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


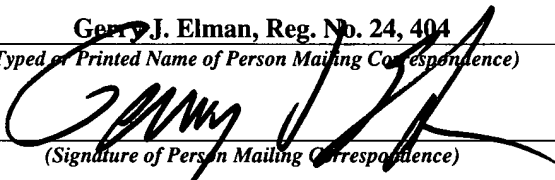
Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

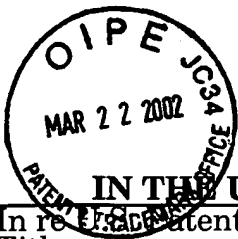
CC:

03 - 25 - 02

MP #

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)			Docket No.
Applicant(s): Jonas Elliott GERSON and Donald Franklin GERSON			G47-002
Serial No. 10/039,195	Filing Date January 2, 2002	Examiner NA	Group Art Unit 2621
Invention: DESIGNING TREAD WITH FRACTAL CHARACTERISTICS			
 <p>I hereby certify that the following correspondence:</p> <p>Response to Notice to File Missing Parts, 3 sheets; Formalities Letter, 1 sheet; Declaration and Power of Attorney, 3 sheets; Statement under MPEP, 1 sheet; Substitute Specification totaling 36 sheets; Marked-up version of original specification, 42 sheets; Transmittal of IDS, 2 sheets; IDS Citation List, 2 sheets; IDS, 2 sheets; nine cited references totaling 61 sheets; Check no. 10624 for \$462.00; acknowledgment postcard.</p> <p><i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231</p> <p>March <u>22</u>, 2002 <i>(Date)</i></p> <p>Gerry J. Elman, Reg. No. 24, 404 <i>(Typed or Printed Name of Person Mailing Correspondence)</i></p> <p> <i>(Signature of Person Mailing Correspondence)</i></p> <p>EL 589 079 484 US <i>("Express Mail" Mailing Label Number)</i></p>			

Note: Each paper must have its own certificate of mailing.



Express Mail EL 589 079 484 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Application No: **10/039,195**

Title: **DESIGNING TREAD WITH FRACTAL CHARACTERISTICS**

Inventor(s): **GERSON, Jonas Elliott and
GERSON, Donald Franklin**

Filing Date: **January 2, 2002**

Art Unit **2621**

Atty. Docket No: **G47-002**

BOX MISSING PARTS

Commissioner for Patents
Washington D.C. 20231

**STATEMENT UNDER M.P.E.P. 608.01(q)
Substitute Specification**

I, Gerry J. Elman, Reg. no. 24, 404, the Attorney of record for the applicants, Jonas Elliott Gerson and Donald Franklin Gerson, hereby submit a substitute specification totaling 36 sheets (comprising 34 sheets of description and 2 sheets of references) to replace pages 1-42 of the description and reference pages 1-2 of application number 10/039,195, filed January 2, 2002. Applicant avers that this 36 page substitute specification contains no new matter.

Marked-up version of the original
specification

Pages 1-42

to be replaced by

Substitute specification submitted
herewith

Pages 1-36 (including
two pages of references)

The substitute specification enclosed herewith is not intended to replace the fourteen sheets of drawings, one sheet of abstract, and six sheets of claims in the application as filed.

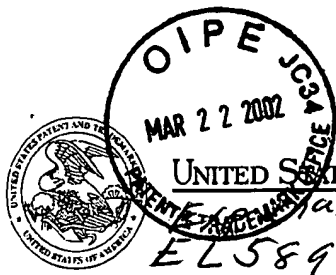
I hereby declare that all statements made herein of my own knowledge are true; that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted:

Gerry J. Elman
Attorney for Applicant(s)
Reg. No. 24,404
ELMAN & ASSOCIATES
Customer No. 003775

Date: March 22, 2002

#5



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/039,195	01/02/2002	Jonas Elliott Gerson	G47-002

CONFIRMATION NO. 7217

003775
ELMAN & ASSOCIATES
P O BOX 1969
MEDIA, PA 19063-8969

FORMALITIES LETTER



OC000000007415082

Date Mailed: 02/04/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$27.
 - \$27 for 3 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 462.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/27/2002 BNGUYEN1 00000006 10039195

01 FC:201	370.00 OP
02 FC:203	27.00 OP
03 FC:205	65.00 OP